

2:25-cr-00183-JCM-DJA - July 16, 2025

1 IN THE UNITED STATES DISTRICT COURT

2 FOR THE DISTRICT OF NEVADA

3 UNITED STATES OF AMERICA, )  
4 Plaintiff, ) Case No. 2:25-cr-00183-JCM-DJA  
5 vs. ) Las Vegas, Nevada  
6 MARY HUNTLY, ) July 16, 2025  
7 Defendant. ) 10:01 a.m. - 10:35 a.m.  
8 ) Courtroom 6A  
9 ) CHANGE OF PLEA  
10 ) **CERTIFIED COPY**

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12  
13 REPORTER'S TRANSCRIPT OF PROCEEDINGS  
14 BEFORE THE HONORABLE JAMES C. MAHAN  
15 UNITED STATES DISTRICT COURT JUDGE  
16

17 APPEARANCES:

18 For the Government: **JESSICA OLIVA, AUSA**  
19 UNITED STATES ATTORNEY'S OFFICE  
20 501 Las Vegas Boulevard South, Suite 1100  
21 Las Vegas, Nevada 89101  
22 (702) 388-6336  
23

24 (Appearances continued on page 2.)  
25

21 Court Reporter: Amber M. McClane, RPR, CRR  
22 United States District Court  
23 333 Las Vegas Boulevard South, Room 1334  
24 Las Vegas, Nevada 89101

25 Proceedings reported by machine shorthand. Transcript  
produced by computer-aided transcription.

UNITED STATES DISTRICT COURT  
Amber McClane, RPR, CRR

2:25-cr-00183-JCM-DJA - July 16, 2025

1 APPEARANCES CONTINUED:

2 For the Defendant:

3 **CRANE M. POMERANTZ, ESQ.**

4 CLARK HILL LLC

5 1700 South Pavilion Center Drive, Suite 500

6 Las Vegas, Nevada 89135

7 (702) 862-8300

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UNITED STATES DISTRICT COURT  
Amber McClane, RPR, CRR

2:25-cr-00183-JCM-DJA - July 16, 2025

1 LAS VEGAS, NEVADA; WEDNESDAY, JULY 16, 2025; 10:01 A.M.

2 --o0o--

3 P R O C E E D I N G S

4 **COURTROOM ADMINISTRATOR:** Please rise.

5 **THE COURT:** All right. Thank you. You may be  
6 seated.

7 **COURTROOM ADMINISTRATOR:** This is the time set for a  
8 change of plea. Calling Case 2:25-cr-183-JCM-DJA, United  
9 States of America versus Mary Huntly.

10 Counsel, please make your appearances for the record.

11 **MS. OLIVA:** Good morning, Your Honor. Jessica Oliva  
12 for the United States.

13 **THE COURT:** Thank you.

14 **MR. POMERANTZ:** Good morning, Your Honor. Crane  
15 Pomerantz on behalf of the defendant, Mary Huntly, who's  
16 present out of custody.

17 **THE COURT:** Thank you, Mr. Pomerantz.

18 All right. Everybody ready to proceed this morning?

19 **MS. OLIVA:** Yes, Your Honor.

20 **MR. POMERANTZ:** Yes, sir.

21 **THE COURT:** All right. Let me ask you and the  
22 defendant to approach the lectern. I need each one of you by  
23 a microphone.

24 I'm going to have the clerk swear the defendant.

25 **COURTROOM ADMINISTRATOR:** Please raise your right

UNITED STATES DISTRICT COURT  
Amber McClane, RPR, CRR

2:25-cr-00183-JCM-DJA - July 16, 2025

1 hand.

2 (Defendant sworn.)

3 **THE DEFENDANT:** Yes, I do.

4 **THE COURT:** All right. Ms. Huntly, do you understand  
5 that, having been sworn, your answers to my questions are  
6 subject to the penalties of perjury if you do not answer  
7 truthfully?

8 **THE DEFENDANT:** Yes, Your Honor.

9 **THE COURT:** All right. Mr. Pomerantz, has the  
10 defendant been furnished with a copy of the charge against  
11 her?

12 **MR. POMERANTZ:** Yes, sir.

13 **THE COURT:** Does she waive the reading of the  
14 criminal information?

15 **MR. POMERANTZ:** Yes, sir.

16 **THE COURT:** All right. Ms. Huntly, do you understand  
17 the charge against you?

18 **THE DEFENDANT:** Yes, Your Honor.

19 **THE COURT:** Do you read, write, and understand the  
20 English language?

21 **THE DEFENDANT:** Yes, Your Honor.

22 **THE COURT:** Some of these questions are going to seem  
23 a little simple, but it's just to make a perfect record. You  
24 understand?

25 **THE DEFENDANT:** Yes, Your Honor.

UNITED STATES DISTRICT COURT  
Amber McClane, RPR, CRR

2:25-cr-00183-JCM-DJA - July 16, 2025

1           **THE COURT:** All right. Will you please let me know  
2 if you have any difficulty understanding me or understanding  
3 what's happening so I can correct the situation?

4           **THE DEFENDANT:** Yes, Your Honor.

5           **THE COURT:** Do you understand that --  
6           *(Defendant conferring with counsel.)*

7           **MR. POMERANTZ:** Sorry, Your Honor.

8           **THE COURT:** That's all right. Do you understand that  
9 you have a constitutional right to be charged by way of  
10 indictment by the grand jury, but you may waive that right and  
11 consent instead to being charged by way of a bill of  
12 information?

13           **THE DEFENDANT:** Yes, Your Honor.

14           **THE COURT:** And do you understand the charges here  
15 have been brought by the government by the filing of a  
16 criminal information?

17           **THE DEFENDANT:** Yes, Your Honor.

18           **THE COURT:** Do you understand that, unless you waive  
19 indictment, you cannot be charged with a felony?

20           **THE DEFENDANT:** Yes, Your Honor.

21           **THE COURT:** You understand, if you do not waive  
22 indictment, the government still could present the case to the  
23 grand jury and ask the grand jury to indict you?

24           **THE DEFENDANT:** Yes, Your Honor.

25           **THE COURT:** Do you understand that a grand jury is

UNITED STATES DISTRICT COURT  
Amber McClane, RPR, CRR

2:25-cr-00183-JCM-DJA - July 16, 2025

1 composed of at least 16 and not more than 23 persons, and that  
2 at least 12 grand jury members would have to find that there's  
3 probable cause to believe that you committed the crime with  
4 which you are charged before you could be indicted?

5 **THE DEFENDANT:** Yes, Your Honor.

6 **THE COURT:** Do you understand the grand jury might or  
7 might not indict you?

8 **THE DEFENDANT:** Yes, Your Honor.

9 **THE COURT:** You understand, if you waive indictment  
10 by the grand jury, this case will proceed against you on the  
11 criminal information just as though you had been indicted?

12 **THE DEFENDANT:** Yes, Your Honor.

13 **THE COURT:** Have you discussed this matter of waiving  
14 your right to indictment by the grand jury with your attorney?

15 **THE DEFENDANT:** Yes, Your Honor.

16 **THE COURT:** And has he answered all your questions?

17 **THE DEFENDANT:** Yes, Your Honor.

18 **THE COURT:** Do you understand your right to  
19 indictment by the grand jury?

20 **THE DEFENDANT:** Yes, Your Honor.

21 **THE COURT:** Have any threats or promises been made to  
22 you to induce you to waive indictment?

23 **THE DEFENDANT:** No, Your Honor.

24 **THE COURT:** I'm sorry. What was your answer?

25 **THE DEFENDANT:** No, there's no threats. None made to

UNITED STATES DISTRICT COURT  
Amber McClane, RPR, CRR

2:25-cr-00183-JCM-DJA - July 16, 2025

1 me.

2 **THE COURT:** Your answer is no; is that right?

3 **THE DEFENDANT:** Yes, Your Honor, the answer is no.

4 **MR. POMERANTZ:** The only promise are those reflected  
5 in the plea agreement, Your Honor.

6 **THE COURT:** All right. The answer is no.

7 Now, do you wish to waive your right to indictment by  
8 the grand jury?

9 **THE DEFENDANT:** Yes, Your Honor.

10 **THE COURT:** Now, Mr. Pomerantz, do you see any reason  
11 why the defendant should not waive indictment?

12 **MR. POMERANTZ:** No, Your Honor.

13 **THE COURT:** Thank you.

14 I hereby enter an order then accepting the  
15 defendant's waiver of indictment and find that her waiver is  
16 knowing and voluntary.

17 Mr. Pomerantz, how does the defendant intend to  
18 plead?

19 **MR. POMERANTZ:** Guilty, Your Honor.

20 **THE COURT:** Is that correct, ma'am, guilty to Count 1  
21 of the information?

22 **THE DEFENDANT:** Yes, Your Honor.

23 **THE COURT:** Before accepting your guilty plea, there  
24 are a number of questions I'm going to have to ask you in  
25 order to assure myself that you're entering a valid plea. If

UNITED STATES DISTRICT COURT  
Amber McClane, RPR, CRR

2:25-cr-00183-JCM-DJA - July 16, 2025

1 you do not understand any of my questions, will you let me  
2 know so I can rephrase the question?

3 **THE DEFENDANT:** Yes, Your Honor.

4 **THE COURT:** And then at any time, if you want to take  
5 a break in the proceedings so you can discuss matters in  
6 private with your attorney, will you let me know so I can give  
7 you that opportunity?

8 **THE DEFENDANT:** Yes, Your Honor.

9 **THE COURT:** Thank you.

10 How old are you, ma'am? How old are you?

11 **THE DEFENDANT:** I'm 67.

12 **THE COURT:** And how far did you go in school?

13 **THE DEFENDANT:** Master's in nursing.

14 **THE COURT:** Have you taken any drugs, medicine, pills  
15 of any kind, or drunk any alcoholic -- alcoholic beverages in  
16 the past 24 hours?

17 **THE DEFENDANT:** No, Your Honor.

18 **THE COURT:** Have you ever been treated for any mental  
19 illness or addiction to narcotic drugs of any kind?

20 **THE DEFENDANT:** No, Your Honor.

21 **THE COURT:** Do you understand what's happening today?

22 **THE DEFENDANT:** Yes, Your Honor.

23 **THE COURT:** Tell me in your own words what's  
24 happening today. Why are we here?

25 **THE DEFENDANT:** Because I'm pleading guilty to

UNITED STATES DISTRICT COURT  
Amber McClane, RPR, CRR



2:25-cr-00183-JCM-DJA - July 16, 2025

1 conspiracy to commit fraud with the United States Government.

2 **THE COURT:** Does either counsel have any doubt as to  
3 the defendant's competence to plead in this matter?

4 **MS. OLIVA:** No, Your Honor.

5 **MR. POMERANTZ:** No, Your Honor.

6 **THE COURT:** Thank you.

7 Based on counsels' representations and my own  
8 observation of the defendant, I find that her -- she's  
9 competent to plead in this matter.

10 Ms. Huntly, have you had ample opportunity to discuss  
11 your case with Mr. Pomerantz?

12 **THE DEFENDANT:** Yes, Your Honor.

13 **THE COURT:** Are you satisfied to have him as your  
14 attorney?

15 **THE DEFENDANT:** Yes, Your Honor.

16 **THE COURT:** Do you understand that, under the  
17 constitution and laws of the United States, you're entitled to  
18 have an attorney represent you at every stage of the  
19 proceedings against you?

20 **THE DEFENDANT:** Yes, Your Honor.

21 **THE COURT:** Do you also understand, under the  
22 constitution and laws of the United States, you are entitled  
23 to a trial by jury on the charges contained in the bill of  
24 information?

25 **THE DEFENDANT:** Yes, Your Honor.

UNITED STATES DISTRICT COURT  
Amber McClane, RPR, CRR

2:25-cr-00183-JCM-DJA - July 16, 2025

1           **THE COURT:** Do you understand that, in order -- in  
2 order to convict you, all of the jurors would have to agree  
3 that you are guilty?

4           **THE DEFENDANT:** Yes, Your Honor.

5           **THE COURT:** Do you understand that at a trial you  
6 would be presumed to be innocent, and the government would  
7 have to overcome that presumption and prove you guilty beyond  
8 a reasonable doubt by competent evidence and you would not  
9 have to prove that you were innocent?

10          **THE DEFENDANT:** Yes, Your Honor.

11          **THE COURT:** And do you understand in the course of a  
12 trial the witnesses upon whom the government is relying would  
13 have to come to court and testify in your presence, and your  
14 attorney could cross-examine those witnesses and could object  
15 to any evidence offered by the government?

16          **THE DEFENDANT:** Yes, Your Honor.

17          **THE COURT:** And do you also understand at a trial  
18 your attorney would have the right to call witnesses and to  
19 present evidence on your behalf?

20          **THE DEFENDANT:** Yes, Your Honor.

21          **THE COURT:** Do you also understand at a trial, while  
22 you would have a right to testify if you chose to do so --

23          **THE DEFENDANT:** Yes, Your Honor.

24          **THE COURT:** -- you would also have the right not to  
25 testify?

UNITED STATES DISTRICT COURT  
Amber McClane, RPR, CRR

2:25-cr-00183-JCM-DJA - July 16, 2025

1           **THE DEFENDANT:** Yes, Your Honor.

2           **THE COURT:** If I accept your guilty plea, do you  
3 understand that you'll be waiving or giving up your right to a  
4 jury trial and all the other rights I've just discussed?

5           **THE DEFENDANT:** Yes, Your Honor.

6           **THE COURT:** Do you understand there'll be no -- no  
7 further trial, but I'll simply enter a judgment of guilty and  
8 sentence you based on your guilty plea?

9           **THE DEFENDANT:** Yes, Your Honor.

10          **THE COURT:** In pleading guilty, do you understand  
11 you'll also have to waive your right not to testify against  
12 yourself because I'm going to have to ask you questions about  
13 what you did in order to satisfy myself that you're guilty as  
14 charged?

15          **THE DEFENDANT:** Yes, Your Honor.

16          **THE COURT:** And do you understand in order for me to  
17 accept your guilty plea, you must admit that you committed the  
18 crime charged in Count 1 of the information?

19          **THE DEFENDANT:** Yes, Your Honor.

20          **THE COURT:** Are you willing -- willing to give up  
21 your right not to testify against yourself in order for me to  
22 accept your guilty plea?

23          **THE DEFENDANT:** Yes, Your Honor.

24          **THE COURT:** Have you read a copy of the information  
25 against you?

UNITED STATES DISTRICT COURT  
Amber McClane, RPR, CRR

2:25-cr-00183-JCM-DJA - July 16, 2025

1           **THE DEFENDANT:** Yes, Your Honor.

2           **THE COURT:** Have you discussed with your attorney the  
3 charge in the information to which you intend to plead guilty?

4           **THE DEFENDANT:** Yes, Your Honor.

5           **THE COURT:** And, Mr. Pomerantz, does pleading guilty  
6 affect this defendant's immigration status?

7           **MR. POMERANTZ:** It does not, Your Honor.

8           **THE COURT:** You're an American citizen; correct?

9           **THE DEFENDANT:** Yes, Your Honor.

10          **THE COURT:** And you are charged in Count 1 with  
11 violating 18 USC § 371 which makes conspiracy to defraud the  
12 United States and pay and receive health care kickbacks a  
13 crime.

14               The elements of this offense are, first, the -- with  
15 regard to the first object, conspiracy to defraud the  
16 United States, first you must prove that there was an  
17 agreement between two or more persons to defraud the  
18 United States by obstructing the lawful functions of Medicare  
19 by deceitful or dishonest means as charged in the information.  
20 Second, that the defendant became a member of the conspiracy  
21 knowing of at least one of its objects and intending to help  
22 accomplish it. And, third, that one of the members of the  
23 conspiracy performed at least one overt act for the purpose of  
24 carrying out the conspiracy.

25               With regard to the second object, conspiracy to pay

UNITED STATES DISTRICT COURT  
Amber McClane, RPR, CRR

2:25-cr-00183-JCM-DJA - July 16, 2025

1 and receive health care kickbacks, first, you must prove that  
2 the defendant and at least one other person agreed to commit  
3 the crime of soliciting, receiving, offering, or paying  
4 remuneration for ordering items or referring Medicare  
5 beneficiaries for the furnishing of items from which payment  
6 may be made in whole or in part by Medicare. Second, the  
7 defendant knew the unlawful purpose of the agreement and  
8 joined in it willfully; that is, with the intent to further  
9 the unlawful purpose. And, third, that at least one of the  
10 conspirators during the existence of the conspiracy knowingly  
11 committed at least one of the overt acts described in the  
12 information in order to accomplish some object or purpose of  
13 the -- purpose of the conspiracy.

14 Do you understand that all of that is what the  
15 government would have to prove in order for you to be  
16 convicted of the crime charged in Count 1 of the information?

17 **THE DEFENDANT:** Yes, Your Honor.

18 **THE COURT:** Do you know the maximum sentence and fine  
19 I might impose on the charge of the information to which  
20 you're seeking to plead guilty?

21 **THE DEFENDANT:** Yes, Your Honor.

22 **THE COURT:** Are you -- excuse me. Are you aware the  
23 maximum possible penalty for a conviction under Count 1 is a  
24 fine of \$250,000 or twice the gross gain or gross loss from  
25 the crime, a five-year term of imprisonment, or both a fine

UNITED STATES DISTRICT COURT  
Amber McClane, RPR, CRR

2:25-cr-00183-JCM-DJA - July 16, 2025

1 and imprisonment?

2 **THE DEFENDANT:** Yes, Your Honor.

3 **THE COURT:** And do you understand that a special  
4 assessment fee of \$100 per count will be imposed at the time  
5 of sentencing?

6 **THE DEFENDANT:** Yes, Your Honor.

7 **THE COURT:** Do you also understand that in every  
8 criminal case in which a defendant may be sentenced to more  
9 than one year in prison, as in this case, that in addition to  
10 any maximum possible penalty the Court may also order a term  
11 of supervised release to follow that imprisonment?

12 **THE DEFENDANT:** Yes, Your Honor.

13 **THE COURT:** And do you understand that a three-year  
14 term of supervised release could be imposed here?

15 **THE DEFENDANT:** Yes, Your Honor.

16 **THE COURT:** Do you also understand that, while on  
17 supervised release, you would be required to abide by  
18 conditions specified by the Court and that supervised release  
19 could be revoked if you violated any of those conditions?

20 **THE DEFENDANT:** Yes, Your Honor.

21 **THE COURT:** Do you understand if supervised release  
22 is revoked for any reason, you may be in prison for the full  
23 term of supervised release without credit for time spent on  
24 post-release supervision?

25 **THE DEFENDANT:** Yes, Your Honor.

UNITED STATES DISTRICT COURT  
Amber McClane, RPR, CRR

2:25-cr-00183-JCM-DJA - July 16, 2025

1           **THE COURT:** Do you also understand the combined time  
2 spent in prison under a sentence of imprisonment added to the  
3 time spent in prison if supervised release is revoked could  
4 exceed the term of the original sentence?

5           **THE DEFENDANT:** Yes, Your Honor.

6           **THE COURT:** And do you also understand the Court may  
7 order you to make restitution to any victim of the offense to  
8 which you're pleading guilty?

9           **THE DEFENDANT:** Yes, Your Honor.

10          **THE COURT:** Do you understand the offense to which  
11 you're pleading guilty is a felony offense?

12          **THE DEFENDANT:** Yes, Your Honor.

13          **THE COURT:** If your plea is accepted, you'll be  
14 adjudged guilty of a felony, and that may deprive you of  
15 valuable civil rights such as the right to vote, the right to  
16 serve on a jury, or the right to possess any kind of a  
17 firearm. Do you understand that?

18          **THE DEFENDANT:** Yes, Your Honor.

19          **THE COURT:** Has anyone threatened you or forced you  
20 to plead guilty?

21          **THE DEFENDANT:** No, Your Honor.

22          **THE COURT:** Has anyone told you, if you do not plead  
23 guilty, further charges will be brought against you?

24          **THE DEFENDANT:** No, Your Honor.

25          **THE COURT:** Has anyone told you, if you do not plead

UNITED STATES DISTRICT COURT  
Amber McClane, RPR, CRR

2:25-cr-00183-JCM-DJA - July 16, 2025

1 guilty, some other adverse action will be taken against you?

2 **THE DEFENDANT:** No, Your Honor.

3 **THE COURT:** Is your willingness to plead guilty a  
4 result of prior discussions and negotiations between your  
5 attorney and the attorneys for the government?

6 **THE DEFENDANT:** Yes, Your Honor.

7 **THE COURT:** Do you understand that plea agreements  
8 are permissible and that you and all the attorneys have a duty  
9 to disclose to the Court the existence of a plea agreement and  
10 the terms of that agreement?

11 **THE DEFENDANT:** Yes, Your Honor.

12 **THE COURT:** Ms. Huntly, has your attorney entered  
13 into a written plea agreement on your behalf with the  
14 government?

15 **THE DEFENDANT:** Yes, Your Honor.

16 **THE COURT:** Did you sign the plea agreement?

17 **THE DEFENDANT:** Yes, Your Honor.

18 **THE COURT:** Before you signed it, did you read it?

19 **THE DEFENDANT:** Yes, Your Honor.

20 **THE COURT:** Did you understand all the terms of the  
21 plea agreement?

22 **THE DEFENDANT:** Yes, Your Honor.

23 **THE COURT:** Did you discuss it with your attorney?

24 **THE DEFENDANT:** Yes, Your Honor.

25 **THE COURT:** And has he answered all your questions?

UNITED STATES DISTRICT COURT  
Amber McClane, RPR, CRR



2:25-cr-00183-JCM-DJA - July 16, 2025

1           **THE DEFENDANT:** Yes, Your Honor.

2           **THE COURT:** What's the substance of the plea  
3 agreement?

4           **MS. OLIVA:** Thank you, Your Honor.

5           Your Honor, the parties have entered into a plea  
6 agreement through which Ms. Huntly knowingly and voluntarily  
7 agrees to plead guilty to a one-count criminal information.  
8 As noted on pages 1 to 2 of the plea agreement, this agreement  
9 is not binding on the Court.

10           The information charges Ms. Huntly with conspiracy to  
11 defraud the United States and pay and receive health care  
12 kickbacks that is in violation of Title 18 United States Code  
13 § 371 and Title 42 United States Code § 1320a-7b(b)(1) and  
14 (b)(2). The elements of this offense are set forth on pages 4  
15 to 5 of the plea agreement.

16           By pleading guilty, Ms. Huntly admits under penalty  
17 of perjury to the factual basis set forth on pages 8 to 10 of  
18 the plea agreement and that these facts satisfy every element  
19 of the charged offense.

20           Ms. Huntly agrees to pay restitution as set forth on  
21 page 6, and she agrees to forfeiture as set forth on pages 15  
22 through 21.

23           As outlined on page 11 of the plea agreement, the  
24 parties stipulate to the base offense level of 8, an  
25 enhancement of plus 18 for improper benefit conferred more

UNITED STATES DISTRICT COURT  
Amber McClane, RPR, CRR

2:25-cr-00183-JCM-DJA - July 16, 2025

1 than \$3.5 million, and an enhancement of plus 2 for abuse of  
2 trust. This results in an adjusted offense level of 28, and  
3 that is before the application of a two-level reduction, if  
4 available, under United States Sentencing Guideline § 4C1.1.  
5 This is also before a reduction, if available, for acceptance  
6 of responsibility.

7 The parties reserve the right to argue whether other  
8 specific offense characteristics, adjustments, and departures  
9 under the sentencing guidelines are appropriate.

10 The parties further agree that, if at the time of  
11 sentencing the District Court determines that Ms. Huntly has  
12 not received any criminal history points, the parties will  
13 jointly recommend that Ms. Huntly receive a two-level  
14 reduction under U.S. Sentencing Guidelines § 4C1.1(a).

15 The U.S. Attorney's Office will recommend a two-level  
16 reduction for acceptance of responsibility so long as the  
17 conditions set forth on page 12 of the plea agreement are met.  
18 And if the District Court determines that Ms. Huntly's total  
19 offense level before acceptance of responsibility is 16 or  
20 higher, the USAO will move for an additional one-level  
21 downward adjustment for acceptance of responsibility and,  
22 again, that is so long as the conditions on page 12 of the  
23 plea agreement are met.

24 The government will argue for a sentence that is at  
25 the low end of the advisory guidelines range as determined by

UNITED STATES DISTRICT COURT  
Amber McClane, RPR, CRR

2:25-cr-00183-JCM-DJA - July 16, 2025

1 the District Court. Ms. Huntly may argue for a downward  
2 variance pursuant to Title 18 United States Code § 3553.

3 If Ms. Huntly commits any act that results in the  
4 Court finding she is not entitled to a downward adjustment for  
5 acceptance of responsibility, the USAO is entitled to argue  
6 for any sentence it deems appropriate under Title 18 United  
7 States Code § 3553(a).

8 In any such event, Ms. Huntly remains bound by the  
9 provisions of the plea agreement, and she'll not have the  
10 right to withdraw her guilty plea.

11 By pleading guilty, Ms. Huntly waives the  
12 constitutional rights listed on page 14 of the plea agreement;  
13 for example, the right to a trial. And Ms. Huntly also waives  
14 the rights to appeal set forth on page 15 of the plea  
15 agreement.

16 Thank you, Your Honor.

17 **THE COURT:** Thank you.

18 Mr. Pomerantz, do you agree the substance of the plea  
19 agreement has been correctly stated?

20 **MR. POMERANTZ:** It has been, Your Honor. Thank you.

21 **THE COURT:** Ms. Huntly, is that your understanding of  
22 the terms to which you agreed in order to resolve the criminal  
23 charges against you?

24 **THE DEFENDANT:** Yes, Your Honor.

25 **THE COURT:** Has anyone made any promise to you other

UNITED STATES DISTRICT COURT  
Amber McClane, RPR, CRR

2:25-cr-00183-JCM-DJA - July 16, 2025

1 than those set forth in the plea agreement that induced you to  
2 plead guilty?

3 **THE DEFENDANT:** No, Your Honor.

4 **THE COURT:** Do you understand that any recommendation  
5 of sentence agreed to by your attorney and the attorney for  
6 the government is not binding on the Court and that you might,  
7 on the basis of your plea agreement, receive a more severe  
8 sentence than that requested or recommended? Do you  
9 understand that?

10 **THE DEFENDANT:** Yes, Your Honor.

11 **THE COURT:** You understand, if that were to happen,  
12 you would not have the right to withdraw your guilty plea?

13 **THE DEFENDANT:** Yes, Your Honor.

14 **THE COURT:** Other than those set forth in the plea  
15 agreement, has anyone made any prediction or promise to you as  
16 to what your sentence will be?

17 **THE DEFENDANT:** No, Your Honor.

18 **THE COURT:** Under the Sentencing Reform Act of 1984,  
19 the United States Sentencing Commission has issued advisory  
20 guidelines for judges to follow in determining the appropriate  
21 sentence in criminal cases. Have you and your attorney talked  
22 about how those Sentencing Commission guidelines might apply  
23 to the facts of your case?

24 **THE DEFENDANT:** Yes, Your Honor.

25 **THE COURT:** And has he answered all your questions?

UNITED STATES DISTRICT COURT  
Amber McClane, RPR, CRR

2:25-cr-00183-JCM-DJA - July 16, 2025

1           **THE DEFENDANT:** Yes, Your Honor.

2           **THE COURT:** Do you understand the Court will not be  
3           able to determine the appropriate guideline sentence for your  
4           case until after the presentence report has been completed?

5           **THE DEFENDANT:** Yes, Your Honor.

6           **THE COURT:** Do you also understand after it has been  
7           determined what guideline applies to your case, I have the  
8           discretion to impose what I consider to be a reasonable  
9           sentence, but it may be a sentence that is in excess of the  
10          sentence called for by the guidelines? Do you understand  
11          that?

12          **THE DEFENDANT:** Yes, Your Honor.

13          **THE COURT:** Do you understand, if that were to  
14          happen, you would not have the right to withdraw your guilty  
15          plea?

16          **THE DEFENDANT:** Yes, Your Honor.

17          **THE COURT:** Do you also understand under some  
18          circumstances, to the extent you've not waived the right, you  
19          or the government may have the right to appeal any sentence  
20          that I impose?

21          **THE DEFENDANT:** Yes, Your Honor.

22          **THE COURT:** If I understand your plea agreement  
23          correctly, at section IX, paragraph 23, at page 15 --  
24          that's IX, paragraph 3 -- paragraph 23, page 15 -- you've  
25          waived the right to -- you've waived the right to appeal any

UNITED STATES DISTRICT COURT  
Amber McClane, RPR, CRR

2:25-cr-00183-JCM-DJA - July 16, 2025

1 sentence imposed within or below the sentencing guideline  
2 range as determined by the Court; you've waived the right to  
3 appeal the manner in which the Court determined that sentence  
4 on the grounds set forth in 18 USC § 3742; and you've waived  
5 the right to appeal any other aspect of the conviction,  
6 including but not limited to the constitutionality of the  
7 statutes of conviction and any order of restitution or  
8 forfeiture. You've also knowingly and expressly waived all  
9 collateral challenges, including any claims under 28 USC  
10 § 2255 to your conviction, sentence, and the procedure by  
11 which the Court adjudicated guilt and imposed sentence except  
12 for nonwaivable claims of ineffective assistance of counsel.  
13 Is that correct, and did you do that freely and voluntarily?

14 **THE DEFENDANT:** Yes, Your Honor.

15 **THE COURT:** Do you also understand that parole has  
16 been abolished, and if you are sentenced to prison you will  
17 not be released on parole?

18 **THE DEFENDANT:** Yes, Your Honor.

19 **THE COURT:** You also understand that any relevant  
20 conduct of yours, whether charged in the information or not,  
21 might still be considered in the presentence report and might  
22 increase the sentence to be imposed by the Court?

23 **THE DEFENDANT:** Yes, Your Honor.

24 **THE COURT:** And do you understand, if that were to  
25 happen, you would not have the right to withdraw your guilty

UNITED STATES DISTRICT COURT  
Amber McClane, RPR, CRR

2:25-cr-00183-JCM-DJA - July 16, 2025

1 plea?

2 **THE DEFENDANT:** Yes, Your Honor.

3 **THE COURT:** And, Mr. Pomerantz, in your plea packet  
4 there's a written summary of the government's evidence against  
5 this defendant to support her guilty plea. Do you agree with  
6 that summary?

7 **MR. POMERANTZ:** Yes, sir.

8 **THE COURT:** And, Ms. Huntly, do you agree with the  
9 summary about what you did?

10 **THE DEFENDANT:** Yes, Your Honor.

11 **THE COURT:** Do you have any -- excuse me. Do you  
12 have any questions about the summary?

13 **THE DEFENDANT:** No, Your Honor.

14 **THE COURT:** How do you plead then to Count 1, guilty  
15 of not guilty?

16 **THE DEFENDANT:** Yes, Your Honor.

17 **THE COURT:** Are you pleading guilty because in truth  
18 and fact you are guilty and for no other reason?

19 **THE DEFENDANT:** Yes, Your Honor.

20 **MR. POMERANTZ:** Your Honor, may I interrupt for a  
21 second? I think you asked a question how does she plead, and  
22 I think she said "Yes, Your Honor." Just so the record is  
23 clear, I think she needs to say "I'm pleading guilty in this  
24 case."

25 **THE DEFENDANT:** Oh. I'm pleading guilty --

UNITED STATES DISTRICT COURT  
Amber McClane, RPR, CRR

2:25-cr-00183-JCM-DJA - July 16, 2025

1           **THE COURT:** Is that --

2           **THE DEFENDANT:** -- in this case.

3           **THE COURT:** -- correct?

4           **THE DEFENDANT:** Yes.

5           **THE COURT:** All right.

6           **MR. POMERANTZ:** I apologize.

7           **THE COURT:** That's fine. No, I want a -- I want a  
8 clean record. I want a valid record.

9           You understand, ma'am?

10          **THE DEFENDANT:** Yes, Your Honor.

11          **THE COURT:** Okay. Are you pleading guilty because in  
12 truth and fact you are guilty and for no other reason?

13          **THE DEFENDANT:** Yes, Your Honor.

14          **THE COURT:** Tell me in your own words what you did  
15 that has convinced you to plead guilty?

16          **THE DEFENDANT:** I conspired --

17          **THE COURT:** Let me do it this way. Do you admit that  
18 the statement of facts contained in the plea agreement at § V,  
19 pages 8 through 10, is true and correct?

20          **THE DEFENDANT:** Yes, Your Honor.

21          **THE COURT:** Do you admit that beginning in or around  
22 July 2022 and continuing through, in, or around April 2024  
23 within the District of Nevada and elsewhere you knowingly and  
24 willfully conspired with others to defraud the United States  
25 and to offer, pay, solicit, and receive illegal health care

UNITED STATES DISTRICT COURT  
Amber McClane, RPR, CRR



2:25-cr-00183-JCM-DJA - July 16, 2025

1 kickbacks in violation of Title 18 United States Code § 371?  
2 Is that true?

3 **THE DEFENDANT:** Yes, Your Honor.

4 **THE COURT:** Do you admit that you are a licensed  
5 nurse practitioner in Nevada?

6 **THE DEFENDANT:** Yes, Your Honor.

7 **THE COURT:** And do you admit that the -- the entity  
8 known as Company 1 in the plea agreement was an enrolled  
9 Medicare provider, and you submitted claims to Medicare for  
10 payment and was a provider of products, including amniotic  
11 wound allografts distributed and sold by Company 3?

12 **THE DEFENDANT:** Yes, Your Honor.

13 **THE COURT:** Allografts is spelled  
14 a-l-l-o-g-r-a-f-t-s. What's an allograft, just out of --

15 **MR. POMERANTZ:** A skin -- a skin graft.

16 **THE COURT:** Skin graft. Okay.

17 And you said yes; correct?

18 **THE DEFENDANT:** Yes, Your Honor.

19 **THE COURT:** Did you admit that you owned Company 1?

20 **THE DEFENDANT:** Yes, Your Honor.

21 **THE COURT:** Do you admit that Company 2 was owned by  
22 Sales Representative 1 and was a marketer -- a marketer of  
23 amniotic wound allografts, including allografts sold by  
24 Company 3?

25 **THE DEFENDANT:** Yes, Your Honor.

UNITED STATES DISTRICT COURT  
Amber McClane, RPR, CRR

2:25-cr-00183-JCM-DJA - July 16, 2025

1           **THE COURT:** And do you admit that Company 3 was a  
2           wholesale distributor of various amniotic wound allografts?

3           **THE DEFENDANT:** Yes, Your Honor.

4           **THE COURT:** Do you admit that you agreed with Sales  
5           Representative Number 1 and others to order and apply  
6           allografts billed to Medicare that were medically unreasonable  
7           and unnecessary, ineligible for Medicare reimbursement, and  
8           you procured -- and were procured through kickbacks and  
9           bribes? Do you admit that?

10          **THE DEFENDANT:** Yes, Your Honor.

11          **THE COURT:** Do you admit that Company 1 purchased  
12          allografts from Company 3 that were ordered and applied by you  
13          and other providers? Is that true?

14          **THE DEFENDANT:** Yes, Your Honor.

15          **THE COURT:** Do you admit that when Company 1  
16          purchased allografts from Company 3, you and Company 1  
17          received illegal kickbacks from Company 3 in exchange for  
18          ordering and purchasing the allografts, and Company 2 and  
19          Sales Representative 1 received illegal kickbacks from Company  
20          3 in exchange for arranging for and recommending the allograft  
21          orders and purchasers? Is that true?

22          **THE DEFENDANT:** Yes, Your Honor.

23          **THE COURT:** And is it true that you admit that in  
24          furtherance of the conspiracy and to effect the objects of the  
25          conspiracy, you and your co-conspirators committed or caused

UNITED STATES DISTRICT COURT  
Amber McClane, RPR, CRR

2:25-cr-00183-JCM-DJA - July 16, 2025

1 to be committed various acts in the District of Nevada and  
2 elsewhere, including but not limited to the following...

3 **THE DEFENDANT:** Yes, Your Honor.

4 **THE COURT:** Hold on. I've got a list here to go --  
5 to run down.

6 **MR. POMERANTZ:** Your Honor --

7 *(Simultaneous crosstalk.)*

8 **THE COURT:** On or around July 17, 2022, you signed a  
9 rebate agreement with Company 3 for the purchase of amniotic  
10 allografts. On or about September 23, 2022, Company 3  
11 provided you an invoice showing the full price of the amniotic  
12 allografts to be applied to Medicare Beneficiary 1.

13 **THE DEFENDANT:** Yes, Your Honor.

14 **MR. POMERANTZ:** Your Honor, just as a suggestion, in  
15 the interest of saving time, I think Ms. Huntly would  
16 stipulate to those overt acts on pages 9 and 10. If  
17 Your Honor would prefer to go through them, of course we  
18 defer --

19 **THE COURT:** Any objection to that?

20 **MS. OLIVA:** No, Your Honor.

21 **THE COURT:** All right. So then we'll just take  
22 that -- we'll accept that stipulation.

23 So the final one in that list, if I'm -- correct me,  
24 Mr. Pomerantz, if I missed something, if I misspoke, but it  
25 begins in paragraph -- October 4th, 2023.

2:25-cr-00183-JCM-DJA - July 16, 2025

1           **MR. POMERANTZ:** Yes, sir.

2           **THE COURT:** That's the last one; right?

3           **MR. POMERANTZ:** Yes, sir.

4           **THE COURT:** All the allografts down to that level.  
5           October 4, 2023, is the final one; correct?

6           **MR. POMERANTZ:** Yes.

7           **THE COURT:** Okay. Do you admit that approximately --  
8           from approximately 20 -- let me try it again. Do you admit  
9           that from approximately September 2022 through approximately  
10          April 2024 you caused Company 1 to bill Medicare approximately  
11          \$14,333,550 for -- for allografts purchased from Company 3 and  
12          applied by you and other providers that were medically  
13          unreasonable and unnecessary and ineligible for Medicare  
14          reimbursement and/or procured through kickbacks and bribes?  
15          Is that true?

16          **THE DEFENDANT:** Yes, Your Honor.

17          **THE COURT:** Do you admit that Medicare paid Company 1  
18          approximately \$9,105,563 based on those false and fraudulent  
19          claims?

20          **THE DEFENDANT:** Yes, Your Honor.

21          **THE COURT:** And do you also admit that \$9,105,563 is  
22          the total improper benefit conferred that was attributable to  
23          your conduct? Is that true?

24          **THE DEFENDANT:** Yes, Your Honor.

25          **THE COURT:** Do you admit that because the Medicare

UNITED STATES DISTRICT COURT  
Amber McClane, RPR, CRR

2:25-cr-00183-JCM-DJA - July 16, 2025

1 program depends on -- upon the honesty of medical providers  
2 who submit claims, you abused a position of trust under  
3 Sentencing Guideline § 3B1.3? Is that true?

4 **THE DEFENDANT:** Yes, Your Honor.

5 **THE COURT:** Yes?

6 **THE DEFENDANT:** Yes, Your Honor.

7 **THE COURT:** Do you admit the government can prove all  
8 of these facts beyond a reasonable doubt?

9 **THE DEFENDANT:** Yes, Your Honor.

10 **THE COURT:** Is that sufficient for the government?

11 **MS. OLIVA:** Yes. Thank you, Your Honor.

12 **THE COURT:** Thank you.

13 All right. Ms. Huntly, because you acknowledge that  
14 you are in fact guilty as charged in Count 1, since you know  
15 your right to trial, what the maximum possible punishment is,  
16 and since you're -- since you're voluntarily pleading guilty,  
17 I will conditionally accept your guilty plea. It is the  
18 finding of the Court in the case of the *United States versus*  
19 *Mary Huntly* that the defendant is fully competent and capable  
20 of entering an informed plea and that her plea of guilty is a  
21 knowing and voluntary plea supported by an independent basis  
22 in fact containing the essential elements of the offense  
23 charged. As I said, her plea is, therefore, conditionally  
24 accepted.

25 Ms. Huntly, I'm now going to order a Presentence

UNITED STATES DISTRICT COURT  
Amber McClane, RPR, CRR

2:25-cr-00183-JCM-DJA - July 16, 2025

1 Investigation Report. I urge your full and complete  
2 cooperation in providing information for the report because  
3 obviously the terms of it are important to the Court in  
4 determining what your sentence will be. I want you to  
5 understand that any time you meet with the probation officer  
6 to provide information for the report, you have the right to  
7 have your attorney present with you. Do you understand all of  
8 that?

9 **THE DEFENDANT:** Yes, Your Honor.

10 **THE COURT:** Then prior to the sentencing hearing  
11 you'll have the opportunity to read, review, and comment upon  
12 the presentence report. Finally, at the sentencing hearing  
13 you may address the Court, you may have Mr. Pomerantz speak on  
14 your behalf, or both of you may speak. It's your option. Do  
15 you understand that?

16 **THE DEFENDANT:** Yes, Your Honor.

17 **THE COURT:** I want you to understand this presentence  
18 report may have some importance to you that continues beyond  
19 the sentencing date. If you are sentenced to prison, this  
20 report follows you throughout your term of incarceration, and  
21 any time the people at the Federal Bureau of Prisons need to  
22 make any decision at all about you, the very first document  
23 they always consult is the presentence report. So it's  
24 important that it be complete and accurate. Do you  
25 understand?

UNITED STATES DISTRICT COURT  
Amber McClane, RPR, CRR

2:25-cr-00183-JCM-DJA - July 16, 2025

1           **THE DEFENDANT:** Yes, Your Honor.

2           **THE COURT:** All right. Madam Clerk, would you give  
3 us a sentencing date?

4           **COURTROOM ADMINISTRATOR:** Your Honor, I have  
5 October 15th, 2025, at 10:00 a.m. in this courtroom.

6           **THE COURT:** October 15th. What time?

7           **COURTROOM ADMINISTRATOR:** 10:00 a.m. Your Honor.

8           **THE COURT:** 10:00 a.m.

9           All right. Anything -- take a moment. Anything else  
10 to come before the Court?

11           **MS. OLIVA:** Your Honor, Pretrial Services is not  
12 here, but the government recommends that Ms. Huntly be ordered  
13 released on a personal recognizance bond with no supervision.

14           **MR. POMERANTZ:** No objection, Your Honor. This is  
15 her first appearance before the Court.

16           **THE COURT:** I wouldn't imagine there was any  
17 objection to that. So that will be the order of the Court  
18 then.

19           **MS. OLIVA:** Thank you, Your Honor.

20           **MR. POMERANTZ:** Thank you, Your Honor.

21           **THE COURT:** Thank you.

22           All right. Anything else to come before the Court?

23           **MR. POMERANTZ:** No, sir. Thank you.

24           **THE COURT:** Oh, and here. There's that.

25           **COURTROOM ADMINISTRATOR:** I also have a bond for you

UNITED STATES DISTRICT COURT  
Amber McClane, RPR, CRR

2:25-cr-00183-JCM-DJA - July 16, 2025

1 to sign.

2 **THE COURT:** Everybody just be at ease for a minute.

3 Let me --

4 **COURTROOM ADMINISTRATOR:** That's the personal  
5 recognizance bond.

6 **THE COURT:** Okay. And I'll have her sign first.

7 **COURTROOM ADMINISTRATOR:** Okay.

8 *(Pause in proceedings.)*

9 **MR. POMERANTZ:** Thank you.

10 **COURTROOM ADMINISTRATOR:** Here you go, Judge.

11 **THE COURT:** Okay. Thank you.

12 **COURTROOM ADMINISTRATOR:** And she has to go to the  
13 second floor to the Marshals Office for processing.

14 **THE COURT:** Oh. Did you -- could you hear that?

15 **MR. POMERANTZ:** I did, Your Honor. We will --

16 **THE COURT:** Second floor for processing.

17 **MR. POMERANTZ:** Yes.

18 **THE COURT:** You understand that, ma'am?

19 **THE DEFENDANT:** Yes, Your Honor.

20 **THE COURT:** After you leave here, will you go down  
21 there and -- and undergo processing?

22 **MR. POMERANTZ:** Yes, sir.

23 **THE COURT:** Yes?

24 **THE DEFENDANT:** Yes, Your Honor.

25 **THE COURT:** Thank you.

UNITED STATES DISTRICT COURT  
Amber McClane, RPR, CRR



2:25-cr-00183-JCM-DJA - July 16, 2025

1           **COURTROOM ADMINISTRATOR:** Thank you, Judge.

2           **THE COURT:** Thank you.

3           Anything else to come before the Court then?

4           **MS. OLIVA:** Nothing from the government. Thank you,  
5 Your Honor.

6           **MR. POMERANTZ:** No, Your Honor. Thank you.

7           **THE COURT:** Thank you. We'll be in recess.

8           **COURTROOM ADMINISTRATOR:** Please rise.

9           *(Proceedings adjourned at 10:35 a.m.)*

10                               --o0o--

11                               COURT REPORTER'S CERTIFICATE

12

13           I, AMBER M. McCLANE, Official Court Reporter, United  
14 States District Court, District of Nevada, Las Vegas, Nevada,  
15 do hereby certify that pursuant to 28 U.S.C. § 753 the  
16 foregoing is a true, complete, and correct transcript of the  
17 proceedings had in connection with the above-entitled matter.

18

19           DATED: 7/16/2025

20

21                                       /s/ Amber M. McClane  
22   AMBER McCLANE, RPR, CRR

23

24

25

UNITED STATES DISTRICT COURT  
Amber McClane, RPR, CRR